

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JAN 21 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 21 1999

The applicant Fred A. and Mary A. Howell, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Underground
2. The amount of water applied for is 0.05 cfs. second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for Stockwater
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered 1000 Cattle
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11, T.37N., R.60E., M.D.B.&M., at a point from which the SE corner of said Section 11, T.37N., R.60E., bears S 65° 21' 44" E. 202.70 feet.
6. Place of Use E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Portions of Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1; S $\frac{1}{2}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, Portions of NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11; N $\frac{1}{2}$ SE $\frac{1}{4}$ N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 12; N $\frac{1}{2}$ NE $\frac{1}{4}$ Portions of SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13; T.37N., R.60E., M.D.B.&M.
7. Use will begin about January 1 and end about December 31 of each year.
8. Description of proposed works Well, pump, pipelines, troughs and storage tank
9. Estimated cost of works \$10,000
10. Estimated time required to construct works 3 years
11. Estimated time required to complete the application of water to beneficial use 5 years
12. Remarks:

HIGH DESERT Engineering, Agent
By s/Robert E. Morley
640 Idaho Street
Elko, NV 89803

Compared my/cms dl/cm

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0312 cubic feet per second, or sufficient to water 1000 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

October 8, 2001

Proof of completion of work shall be filed before:

November 8, 2001

Water must be placed to beneficial use on or before:

October 8, 2004

Proof of the application of water to beneficial use shall be filed on or before:

November 8, 2004

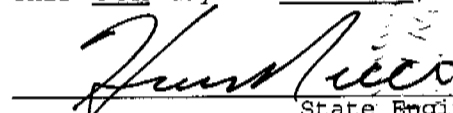
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 8th day of October, A.D. 1999



State Engineer
by Hugh Ricci, P.E., Deputy State Engineer

Completion of work filed NOV 13 2001

Proof of beneficial use filed DEC 10 2004

Cultural map filed _____

Certificate No. 16496 Issued 4.20.05